

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**MORLOCK, L.L.C. A TEXAS
LIMITED LIABILITY COMPANY
Plaintiff,**

v.

**THE BANK OF NEW YORK MELLON
TRUST COMPANY, N. A., TRUSTEE
Defendant.**

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CIVIL ACTION NO. 4:12-cv-1585

**CERTIFICATE OF CONFERENCE FOR MOTION FOR LEAVE TO FILE
PLAINTIFF'S FIRST AMENDED COMPLAINT**

I certify that prior to filing the Motion for Leave to File Plaintiff's First Amended Complaint, I conferred with opposing counsel and he is opposed to the relief sought in the motion.

Respectfully submitted,

By: /s/ Jerry L. Schutza
Jerry L. Schutza
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**ATTORNEY FOR PLAINTIFF
MORLOCK, L.L.C**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument was sent to opposing counsel and all parties of interest via facsimile, regular and/or certified mail, return receipt requested on November 8, 2012.

Via Fax (205) 488-6393

Graham W. Gerhardt
One Federal Place
1819 Fifth Avenue, North
Birmingham, AL 35203

/s/ Jerry L. Schutza